

ORDINANCE NO. 2000 - 046

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS
OF PALM BEACH COUNTY, FLORIDA AMENDING THE 1989
COMPREHENSIVE PLAN AS ADOPTED BY ORDINANCE NO.
89-17, AS AMENDED; AMENDING THE **TRANSPORTATION
ELEMENT** (MODIFYING THE THOROUGHFARE RIGHT-OF-WAY
IDENTIFICATION MAP TO ADD **QUADRILLE BOULEVARD**
FROM OKEECHOBEE BOULEVARD TO DIXIE HIGHWAY, ADD
URBAN INTERCHANGES ON SOUTHERN BOULEVARD AT JOG
ROAD AND AT HAVERHILL ROAD, AND ADD **WEST PARK
AVENUE** FROM OLD DIXIE HIGHWAY TO CONGRESS AVENUE;
AND REVISE THE ELEMENT BY ADDING A POLICY TO
CLARIFY THE COUNTY'S STATUTORY AUTHORITY TO BUILD
NEEDED ROADWAYS); AND AMENDING ALL ELEMENTS AS
NECESSARY; PROVIDING FOR REPEAL OF LAWS IN
CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING
FOR INCLUSION IN THE 1989 COMPREHENSIVE PLAN; AND
PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, on August 31, 1989, the Palm Beach County Board of County Commissioners adopted the 1989 Comprehensive Plan by Ordinance No. 89-17; and

WHEREAS, the Palm Beach County Board of County Commissioners amends the 1989 Comprehensive Plan as provided by Chapter 163, Part II, Florida Statutes; and

WHEREAS, the Palm Beach County Board of County Commissioners have initiated amendments to several elements of the Comprehensive Plan in order to promote the health, safety and welfare of the public of Palm Beach County; and

WHEREAS, the Palm Beach County Local Planning Agency conducted its public hearings on June 9 and 16, 2000 to review the proposed amendments to the Palm Beach County Comprehensive Plan and made recommendations regarding the proposed amendments to the Palm Beach County Board of County Commissioners pursuant to Chapter 163, Part II, Florida Statutes; and

WHEREAS, the Palm Beach County Board of County Commissioners, as the governing body of Palm Beach County, conducted a public hearing pursuant to Chapter 163, Part II, Florida Statutes, on July 12, 2000 to review the recommendations of the Local Planning Agency, whereupon the Board of County Commissioners authorized transmittal of proposed amendments to the Department of Community Affairs for review and comment pursuant to Chapter 163, Part II, Florida Statutes; and

1 **WHEREAS**, Palm Beach County received on October 4, 2000 the
2 Department of Community Affairs "Objections, Recommendations, and
3 Comments Report," dated September 29, 2000 which was the Department's
4 written review of the proposed Comprehensive Plan amendments; and

5 **WHEREAS**, the written comments submitted by the Department of
6 Community Affairs contained no objections to the amendments contained
7 in this ordinance;

8 **WHEREAS**, on December 6, 2000 the Palm Beach County Board of County
9 Commissioners held a public hearing to review the written comments
10 submitted by the Department of Community Affairs and to consider
11 adoption of the amendments; and

12 **WHEREAS**, the Palm Beach County Board of County Commissioners has
13 determined that the amendments comply with all requirements of the
14 Local Government Comprehensive Planning and Land Development
15 Regulations Act.

16 **NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY**
17 **COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:**

18 **Part I. Amendments to the 1989 Comprehensive Plan**

19 Amendments to the following Element of the 1989 Comprehensive Plan
20 are hereby adopted and attached to this Ordinance in Exhibit 1:

21 A. **Transportation Element, Thoroughfare Right-of-Way Identification**
22 **Map**, to add Quadrille Boulevard from Okeechobee Boulevard to
23 Dixie Highway, add urban interchanges on Southern Boulevard
24 at Jog Road and at Haverhill Road, and add West Park Avenue
25 from Old Dixie Highway to Congress Avenue;

26 B. **Transportation Element**, to add a policy to clarify the County's
27 statutory authority to build needed roadways;

28 C. And amending all elements as necessary for internal
29 consistency.

30 **Part II. Repeal of Laws in Conflict**

31 All local laws and ordinances applying to the unincorporated area
32 of Palm Beach County in conflict with any provision of this ordinance
33 are hereby repealed to the extent of such conflict.

1 **Part III. Severability**

2 If any section, paragraph, sentence, clause, phrase, or word of
3 this Ordinance is for any reason held by the Court to be
4 unconstitutional, inoperative or void, such holding shall not affect
5 the remainder of this Ordinance.

6 **Part IV. Inclusion in the 1989 Comprehensive Plan**

7 The provision of this Ordinance shall become and be made a part
8 of the 1989 Palm Beach County Comprehensive Plan. The Sections of the
9 Ordinance may be renumbered or relettered to accomplish such, and the
10 word "ordinance" may be changed to "section," "article," or any other
11 appropriate word.

12 **Part V. Effective Date**

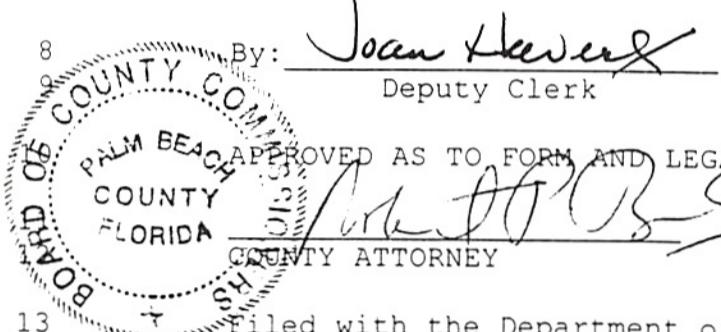
13 The effective date of this plan amendment shall be the date a
14 final order is issued by the Department of Community Affairs or
15 Administration Commission finding the amendment in compliance in
16 accordance with Section 163.3184, Florida Statutes, whichever occurs
17 earlier. No development orders, development permits, or land uses
18 dependent on this amendment may be issued or commence before it has
19 become effective. If a final order of noncompliance is issued by the
20 Administration Commission, this amendment may nevertheless be made
21 effective by adoption of a resolution affirming its effective status,
22 a copy of which resolutions shall be sent to the Department of

1 Community Affairs, Bureau of Local Planning, 2555 Shumard Oak
2 Boulevard
3 Tallahassee, Florida 32399-2100.

4 **APPROVED AND ADOPTED** by the Board of County Commissioners of Palm
5 Beach County, on the 6 day of December, 2000.

6 ATTEST:
7 DOROTHY H. WILKEN, Clerk

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY COMMISSIONERS



11 By W. J. Jones
12 Chair

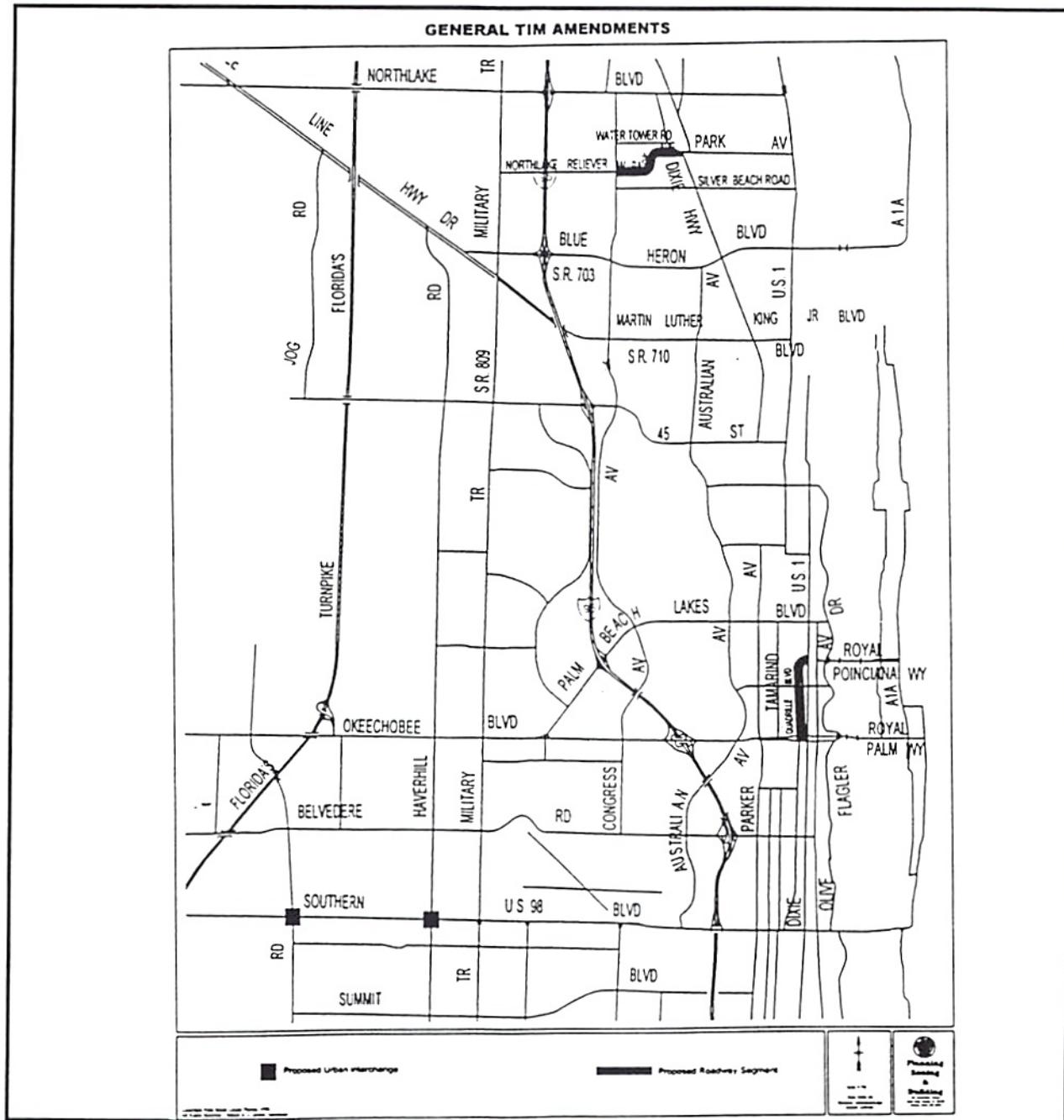
13 Filed with the Department of State on the 12th day
14 of December, 2000.

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EXHIBIT 1

- A. **Transportation Element, Thoroughfare Right-of-way Identification Map**, to revise with regards to Quadrille Boulevard, urban interchanges on Southern Boulevard at Jog Road and at Haverhill Road, and West Park Avenue.

REVISIONS: Add Quadrille Boulevard from Okeechobee Boulevard to Dixie Highway as a 100 foot right-of-way, add urban interchanges on Southern Boulevard at Jog Road and at Haverhill Road, and add West Park Avenue from Old Dixie Highway to Congress Avenue as a 60 foot right-of-way.



B. Transportation Element, Thoroughfare Right of Way Identification Map

REVISIONS: To add a policy to clarify the County's statutory authority to build needed roadways. The revisions are shown below with the added text underlined.

Goals, Objectives , and Policies Section

1. **NEW - Policy 1.4-t: Pursuant to s. 336.02, Florida Statutes, Palm Beach County reserves the authority to provide needed transportation corridors as depicted on its Thoroughfare Right-of-Way Identification Map to ensure the efficient functioning of the County road transportation network. Recognizing that conflict can arise among local governments regarding roadway issues, Palm Beach County commits to coordinating with affected local governments in an effort to ensure that the roadway network planning processes result in appropriate input from affected local governments.**

STATE OF FLORIDA, COUNTY OF PALM BEACH
I, DOROTHY H. WILKEN, ex-officio Clerk of the
Board of County Commissioners certify this to be a
true and correct copy of the original filed in my office
on December 6, 2000
DATED at West Palm Beach, FL on 12/19/00
DOROTHY H. WILKEN, Clerk
By: Hilaine Brown D.C.